

14023 U.S.PTO  
020404

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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	<b>014242-000011</b>
First Inventor	R bert L. Padgett
Title	Method and Syst m for Selecting B tw en Alternativ s
Express Mail Label No.	EV399302427US

**APPLICATION ELEMENTS**

SEE MPEP chapter 600 concerning utility patent application contents.

**ADDRESS TO:** Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

- |   |   |
|---|---|
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17)<br><i>(Submit an original and a duplicate for fee processing)</i>   | 7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)   |
| 2. <input checked="" type="checkbox"/> Applicant claims small entity status.<br>See 37 CFR 1.27.  | 8. Nucleotide and/or Amino Acid Sequence Submission<br><i>(if applicable, all necessary)</i>  |
| 3. <input checked="" type="checkbox"/> Specification <b>[Total Pages: 50 ]</b><br><i>(preferred arrangement set forth below)</i>  | a. <input type="checkbox"/> Computer Readable Form (CRF)  |
| -Descriptive title of the invention   | b. Specification Sequence Listing on:   |
| -Cross Reference to Related Applications  | i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or   |
| -Statement Regarding Fed sponsored R & D  | ii. <input type="checkbox"/> paper  |
| -Reference to sequence listing, a table, or a computer program listing appendix   | c. <input type="checkbox"/> Statements verifying identity of above copies   |
| -Background of the Invention  |   |
| -Brief Summary of the Invention   |   |
| -Brief Description of the Drawings ( <i>if filed</i> )  |   |
| -Detailed Description   |   |
| -Claim(s)   |   |
| -Abstract of the Disclosure   |   |
| 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) <b>[Total Sheets: 33 ]</b>  |   |
| 5. Oath or Declaration <b>[Total Sheets: _____]</b>   |   |
| a. <input checked="" type="checkbox"/> Newly executed (original or copy)  | 9. <input type="checkbox"/> Assignment Papers (cover sheet & documents(s))  |
| b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63 (d))<br><i>(for continuation/divisional with Box 18 completed)</i>   | 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney<br><i>(when there is an assignee)</i>        |
| i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b><br>Signed statement attached deleting inventor(s)<br>Named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)   | 11. <input type="checkbox"/> English Translation Document ( <i>if applicable</i> )  |
| 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76   | 12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations                 |
| 18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:   | 13. <input type="checkbox"/> Preliminary Amendment  |
| <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input checked="" type="checkbox"/> Continuation-in-part (CIP) of prior application No.: <b>60/417,857</b>  | 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)<br><i>(Should be specifically itemized)</i>                        |
| Prior application information: Examiner: _____ Art Unit: _____  | 15. <input type="checkbox"/> Certified Copy of Priority Document(s)<br><i>(if foreign priority is claimed)</i>                                |
| For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts. | 16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. |
|   | 17. <input type="checkbox"/> Other: _____   |

## 19. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number	24,239		<input type="checkbox"/> Correspondence address below
Name	CHARLES L. MOORE		
Address	Moore & Van Allen PLLC 2200 West Main Street, Suite 800		
City	Durham	State	NC
Country	US	Telephone	919-286-8000
Name (Print/Type)	Charles L. Moor		Registration No. (Attorney/Agent)
Signature	<i>Charles L. Moore Jr.</i>		Date
			FEBRUARY 4, 2004

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 867.00)

## Complete if Known

Application Number

Filing Date

First Named Inventor R bert L. Padgette

Examiner Name

Art Unit

Attorney Docket No. 014242-000011

## METHOD OF PAYMENT (check all that apply)

 Check  Credit Card  Money Order  Other  None
 Deposit Account:

Deposit Account Number	13-4365
Deposit Account Name	Moore & Van Allen PLLC

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below  Credit any overpayments Charge any additional fee(s) during the pendency of this application. Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge – late filing fee or oath	
1052	50	2052	25	Surcharge – late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examination action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive – unavoidable	
1453	1,330	2453	665	Petition to revive – unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1406	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type)	Charles L. Moore	Registration No. (Attorney/Agent)	33,742	Telephone	(919) 286-8000
Signature	Charles L. Moore			Date	February 4, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

**EXPRESS MAIL CERTIFICATE**

**EXPRESS MAIL LABEL NUMBER: EV399302427US**

Date of Deposit: February 4, 2004

First Named Inventor: Robert L. Padgett

For: **METHOD AND SYSTEM FOR SELECTING BETWEEN OR ALLOCATING AMONG ALTERNATIVES**

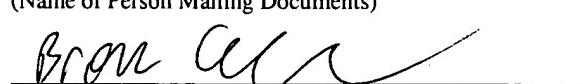
I hereby certify that the following documents:

Express Mail Certificate; and

1. Utility Patent Application Transmittal (PTO/SB/05);
2. Fee Transmittal Form (PTO/SB/17);
3. Declaration (2 Pages);
4. 50 Specification Pages;
5. 33 Drawing Sheets;
6. Check in the amount of \$867.00;
7. Express Mail Certificate; and
8. Acknowledgement Postcard

are being deposited in a single envelope with the United States Postal Services "Express Mail" service under 37 C.F.R. 1.10 on the date indicated above and such envelope is addressed to:  
Mail Stop: Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450

Brian Coley  
(Name of Person Mailing Documents)

  
(Signature of Person Mailing Documents)